

MINUTES
MUNICIPAL DISTRICT OF PINCHER CREEK NO. 9
REGULAR COUNCIL MEETING
AUGUST 26, 2014

8396

The Regular Meeting of the Council of the Municipal District of Pincher Creek No. 9 was held on Tuesday, August 26, 2014 in the Council Chambers of the Municipal District Building, Pincher Creek, Alberta.

PRESENT Reeve Brian Hammond, Councillors Garry Marchuk, Fred Schoening, Terry Yagos, and Grant McNab

STAFF Chief Administrative Officer Wendy Kay, Director of Operations Leo Reedyk, Director of Development and Community Services Roland Milligan, Director of Finance and Administration Mat Bonertz, and Executive Assistant Tara Cryderman

Reeve Brian Hammond called the Council Meeting to order, the time being 1:04 pm.

A. ADOPTION OF AGENDA

Councillor Fred Schoening 14:300

Moved that the Council Agenda for August 26, 2014, be approved as presented.

Carried

B. DELEGATIONS

(1) Flood Repairs – Road/Bridge

Tony Bruder appeared as a delegation before Council to speak to his letter, dated July 8, 2014, regarding flood repairs.

With the bridge out to the North and washouts to the South, Mr. Bruder is concerned about access to his residence.

The history of the bridge was discussed.

The bridge itself was discussed.

The importance of emergency evacuation was mentioned.

(2) Walking Path with Hamlet of Beaver Mines

Greg Hession appeared as a delegation before Council to speak to the email, dated August 18, 2014, regarding the possibility of a walking path within the Hamlet of Beaver Mines.

Walking along Highway 774 can be quite dangerous.

Kevin Kelly appeared as a delegation before Council to present letters of support for the walking path.

Neige Kelly appeared as a delegation before Council to speak to the importance of a pathway for the youth in the Hamlet.

Kim Gelber appeared as a delegation to speak to the number of children currently residing in the Hamlet and the number of children that visit on weekends. Active living is also an important reason for the walking path.

The properties along the proposed walking path was mentioned and whether all property owners are in favour of the path. Not all owners are in favour.

The material of the path was discussed. The ideal is a paved surface.

Mike Lynch appeared as a delegation to speak against the walking path. He constructed his residence further back on his lot for privacy, the path is adjacent to his back property boundary.

Minutes
Council Meeting
August 26, 2014

C. MINUTES

(1) Special Council Meeting Minutes

Councillor Terry Yagos 14 301

Moved that the Special Council Meeting Minutes of August 5, 2014, be amended, the amendment as follows:

Page 8395 - Resolution 14/298:
Change "withdrawl" to "withdraw":

And that the Minutes be approved as amended.

Carried

(2) Council Meeting Minutes

Councillor Garry Marchuk 14 302

Moved that the Council Meeting Minutes of July 8, 2014, be amended, the amendment as follows:

Page 8393 – Councillor Terry Yagos – Division 5
Change "Okanogan" to "Oldman River":

And that the Minutes be approved as amended.

Carried

(3) Public Hearing Minutes for Bylaw No. 1252-14

Councillor Fred Schoening 14 303

Moved that the Public Hearing Minutes of July 8, 2014, for Bylaw No. 1252-14, being the bylaw to reflect the required changes to Land Use Bylaw 1140-08 with regards to Aquaponics and Greenhouses, be approved as presented.

Carried

D. UNFINISHED BUSINESS

(1) Land Use Amendment Bylaw No. 1252-14

Councillor Fred Schoening 14 304

Moved that Bylaw No. 1252-14, being the bylaw to reflect the required changes to Land Use Bylaw 1140-08, with regards to Aquaponics and Greenhouses, be given second reading.

Carried

Councillor Garry Marchuk 14 305

Moved that Bylaw No. 1252-14, being the bylaw to reflect the required changes to Land Use Bylaw 1140-08, with regards to Aquaponics and Greenhouses, be given third and final reading.

Carried

Minutes
Council Meeting
August 26, 2014

(2) Claresholm and District Transportation Society

Councillor Terry Yagos 14/306

Moved that the email, and presentation, from Claresholm Transportation Society, dated June 11, 2014, be received:

And that this item be tabled pending follow up information from the Town of Pincher Creek's Transportation Committee meeting.

Carried

E. CHIEF ADMINISTRATOR'S REPORTS

1) Operations

a) Alberta Agriculture and Rural Development Agricultural Service Board Grant

Councillor Fred Schoening 14/307

Moved that the report from the Director of Operations, dated August 6, 2014, regarding Alberta Agriculture and Rural Development Agricultural Service Board Grant, be received:

And that Council authorize the Reeve and Chief Administrative Officer to sign the Grant Agreement.

Carried

b) Environmental Cleanup of Public Works Yards

Councillor Terry Yagos 14/308

Moved that the report from Director of Operations, dated August 8, 2014, regarding Environmental Cleanup of Public Works Yards, be received:

And that Council direct Administration to initiate a contract with Tervita Waste Management to dispose of the outdated material with costs being coded to Public Works Road Oil and Asphalt Account No. (2-32-0-534-2534), in the amount of \$30,510.

Councillor Fred Schoening 14/309

Moved that this item be tabled to the next Council meeting for further information regarding the removal of the tankers and the material contained within.

Carried

c) Johnson Controls Planned Maintenance Proposal

Councillor Garry Marchuk 14/310

Moved that the report from the Director of Operations, dated August 8, 2014, regarding Johnson Controls Planned Maintenance Proposal, be received:

And that this item be tabled pending further information with regards to local contractor's availability.

Carried

Minutes
Council Meeting
August 26, 2014

d) Spring Point Colony Access Follow-Up

Councillor Terry Yagos 14-311

Moved that the report from the Director of Operations, dated August 8, 2014, regarding Spring Point Colony Access Follow-Up, be received:

And that the Access Agreement request be granted for access to Range Road 29-1 through the property.

Defeated

Councillor Fred Schoening 14-312

Moved that the report from the Director of Operations, dated August 8, 2014, regarding Spring Point Colony Access Follow-Up, be received:

And that Administration be directed to respond to the Hutterian Brethren Church of Spring Point informing them that the practice of accessing Range Road 29-1 for maintenance from the North will continue;

And further that the Hutterian Brethren Church of Spring Point be thanked for their proposal on easement agreements.

Carried

e) Operations Report

Councillor Garry Marchuk 14-313

Moved that the Operations Report for the period of July 3, 2014 to August 20, 2014, be received as information.

Carried

Council directed a status report be brought forward on road projects identified by Council.

2) Planning and Development

Nil

3) Finance and Administration

a) Summary of Projects at June 30, 2014

Councillor Terry Yagos 14-314

Moved that the report from the Director of Operations and the Director of Administration and Finance, dated August 13, 2014, regarding Summary of Projects at June 30, 2014, be received as information.

Carried

b) Statement of Cash Position

Councillor Fred Schoening 14-315

Moved that the Statement of Cash Position for the months of June 2014 and July 2014, be received as information.

Carried

Minutes
Council Meeting
August 26, 2014

4) Municipal

a) Chief Administrative Officer (CAO) Report

Councillor Garry Marchuk 14 316

Moved that the CAO report for the period of July 4, 2014 to August 21, 2014, be received as information.

Carried

F. CORRESPONDENCE

(1) Action Required

a) Negative Impacts of the New Home Warranty Program

Councillor Garry Marchuk 14 317

Moved that the letter from Cardston County, dated July 7, 2014, regarding Negative Impacts of the New Home Warranty Program, be received as information.

Carried

b) Village of Cowley Green Space

Councillor Garry Marchuk 14 318

Moved that the letter, received July 11, 2014, regarding the Village of Cowley Green Space, be received as information.

Carried

c) Rotary Theatre Donation Request

Councillor Fred Schoening 14 319

Moved that the email from the Town of Pincher Creek, dated August 5, 2014, regarding the Rotary Theatre Donation Request, be received:

And that Administration be directed to communicate with the Rotary Club requesting a delegation appear before Council, to speak to their funding request.

Carried

d) Chinook Arch Regional Library Budget

Councillor Fred Schoening 14 320

Moved that the email from Chinook Arch Regional Library System, dated August 9, 2014, regarding the Chinook Arch Regional Library Budget, be received:

And that the Chinook Arch Library Board 2015-2018 Budget be approved.

Carried

e) Proposed Windy Point Wind Farm Project

Councillor Terry Yagos 14 321

Moved that the email from AltaLink, dated August 12, 2014, regarding the Proposed Windy Point Wind Farm Project, be received as information.

Carried

f) Pincher Creek Awards of Excellence

Councillor Terry Yagos 14 322

Moved that the email from Pincher Creek Chamber of Commerce, dated August 14, 2014, regarding the Pincher Creek Awards of Excellence, be received:

And that the MD of Pincher Creek sponsor the 18th Annual Award of Excellence by donating \$250 and becoming a gold sponsor.

Carried

g) Stars of Alberta Volunteer Awards 2014 – Call for Nominations

Councillor Garry Marchuk 14 323

Moved that the letter from Alberta Culture, received August 19, 2014, regarding Stars of Alberta Volunteer Awards 2014 – Call for Nominations, be received as information.

Carried

h) Turcott Building Funding Request

Councillor Terry Yagos 14 324

Moved that the letter from Kootenai Brown Pioneer Village, dated August 20, 2014, regarding the Turcott Building Funding Request, be received:

And that this funding request be referred to Joint Funding.

Carried

i) Remembrance Day Services – Lieutenant Governor of Alberta

Councillor Fred Schoening 14 325

Moved that the letter from the Office of the Lieutenant Governor of Alberta, dated August 12, 2014 and the letter of the Royal Canadian Legion, received August 21, 2014, regarding the Remembrance Day Services, be received as information.

Carried

(2) For Information Only

a) Alberta Community Partnership (ACP)

Councillor Terry Yagos 14 326

Moved that the letter from Alberta Municipal Affairs, dated July 7, 2014, regarding the ACP, be received as information.

Carried

b) Follow Up – Bridge Funding

Councillor Grant McNab 14 327

Moved that the letter from the Office of the Premier, dated July 16, 2014, regarding a follow up to a recent phone conversation, with respect to bridge funding, be received as information.

Carried

Minutes
Council Meeting
August 26, 2014

c) Municipal Sustainability Initiative (MSI)

Councillor Garry Marchuk 14/328

Moved that the letter from Alberta Municipal Affairs, dated July 22, 2014, regarding MSI, be received as information.

Carried

d) Thank You Card

Councillor Fred Schoening 14/329

Moved that the Thank You Card from McMan, received July 28, 2014, regarding the donation to the food bank, be received as information.

Carried

e) Local Road Bridge Program Grant – Remaining Funds

Councillor Garry Marchuk 14/330

Moved that the letter from Alberta Transportation, dated July 29, 2014, regarding Local Road Bridge Program Grant – Remaining Funds, be received as information.

Carried

f) Goose Lake Telecommunications Upgrade: Notice of Project Approval

Councillor Terry Yagos 14/331

Moved that the email from AltaLink, dated July 31, 2014, regarding Goose Lake Telecommunications Upgrade: Notice of Project Approval, be received as information.

Carried

g) Safety Codes Act

Councillor Fred Schoening 14/332

Moved that the letter from Alberta Municipal Affairs, received August 6, 2014, regarding the Safety Codes Act, be received as information.

Carried

h) Thank You Card

Councillor Garry Marchuk 14/333

Moved that the Thank You Card from Pincher Creek District Citizens on Patrol, received August 19, 2014, regarding the donation to their program, be received as information.

Carried

i) Natural Resources Conservation Board (NRCB) Annual Report and Alberta Energy Regulator (AER)

Councillor Fred Schoening 14/334

Moved that the NRCB Annual Report 2013-14 and the AER 2013/2014 Annual Report, be received as information.

Carried

Minutes
Council Meeting
August 26, 2014

G. COMMITTEE REPORTS

Councillor Grant McNab – Division 1

- Concern regarding graveling on the Township Line Road and the size of rocks contained in the gravel

Councillor Fred Schoening – Division 2

- Chinook Arch Regional Library System
 - Board Report, August 5, 2014
- Agricultural Service Board Minutes
 - Minutes of July 3, 2014
 - Aquatic species invasion monitoring
- Kerr Road, heading West - soft spot

Councillor Garry Marchuk – Division 3

- Oldman River Regional Services Commission (ORRSC)
 - Executive Committee Meeting, Minutes of June 12, 2014
 - Annual Report and Financial Statements 2013
- Beaver Mines Community Association
 - Walking Path
 - Gravel for the signage
 - Speed sign / Speeding within the Hamlet

Reeve Brian Hammond - Division 4

- Dust control
- Transportation Meeting
- 2019 Winter Games Bid Rally
- Cemetery Committee
- Meeting with the Minister of Municipal Affairs

Councillor Terry Yagos – Division 5

- Landfill
- Maycroft Road

Councillor Fred Schoening 14/335

Moved that the committee reports be received as information.

Carried

H. IN CAMERA

Councillor Fred Schoening 14/336

Moved that Council and Staff move In-Camera to discuss three (3) land issues and two (2) personnel issues, the time being 3:44 pm.

Carried

Councillor Grant McNab 14/337

Moved that Council and Staff move out of In-Camera, the time being 4:44 pm.

Carried

Minutes
Council Meeting
August 26, 2014

I. NEW BUSINESS

a) Road Closure Request – Tough Country Communications

Councillor Fred Schoening 14:338

Moved that Council not consider the closing of the road allowance and suggest that the developer find an alternate location for the proposed communication tower.

Carried

b) Roadway not within Road Plan – SE 26-10-3 W5M

Councillor Terry Yagos 14:339

Moved that Council direct Administration to proceed with the preparation of a road plan to get the portion of a roadway within the SE 26-10-3 W5M within the road right-of-way.

Carried

c) 2013 Disaster Recovery Project – SE 19-6-1 W5M

Councillor Garry Marchuk 14:340

Moved that the MD apply for Disaster Recovery to funding to replace the berm at SE 19-6-1 W5M.

Carried

d) Janitorial Contract Follow Up

Councillor Fred Schoening 14:341

Moved that Administration be directed to respond that we continue with the one year contract, and if the current contractor is not successful securing the new contract, that Council would entertain further discussions regarding the additional costs to her company.

Carried

J. ADJOURNMENT

Councillor Terry Yagos 14:342

Moved that Council adjourn the meeting, the time being 4:50 pm.

Carried


REEVE

CHIEF ADMINISTRATIVE OFFICER